

UNITED STATES BANKRUPTCY COURT
DISTRICT OF PUERTO RICO

IN RE:
LUIS GUSTAVO RODRIGUEZ SOTO
NAYDA LUISA PACHECO FELICIANO
DEBTOR (S)

CASE NO. 11-06478-MCF
CHAPTER 13

**TRUSTEE'S UNFAVORABLE REPORT
ON PROPOSED PLAN CONFIRMATION UNDER §1325**

TO THE HONORABLE COURT: NOW COMES, José R. Carrión, Chapter 13 Trustee, and very respectfully alleges and prays:

This is the Trustee's position regarding the request, under **11 U.S.C. §1325**, for the confirmation of a Chapter 13 Plan.

Debtor(s)' Income: **Above Median / 60 months commitment period.** Gen Unsecured Pool: **\$1,976.40**

The **LIQUIDATION VALUE** of the estate has been determined in **\$186,912.00 R2016 STM. \$3,000.00**

TOTAL ATTORNEYS FEES THRU PLAN: \$2,600.00 Fees paid: \$0.00 Fees Outstanding: \$2,600.00

With respect to the proposed (amended) Plan dated: **October 04, 2011** (Dkt 22). Plan Base: **207,300.00**

The proposed (amended) plan can not be confirmed because it has the following deficiencies:

- Insufficiently Funded : Fails CREDITORS' BEST INTEREST TEST [§1325(a)(4)]
Proposed Plan is insufficient to pay 100% plus 6%.
- Other/Comments
Debtor must submit municipal patent and copy of public liability insurance policy.

Due to the above described deficiencies in the proposed plan the Trustee Objects to the Confirmation of the same.

CERTIFICATE OF SERVICE: The Chapter 13 Trustee herewith certifies that a copy of this motion has been served via first class mail on the same date it is filed to: the DEBTOR(s), and to her/his/their attorney through CM-ECF notification system.

In San Juan, Puerto Rico this October 07, 2011.

/s/ Juliel Perez -Staff Attorney

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